

CASES REVIEWED BY HIGHER COURT

Decision Affirmed in Suit of Bankers' Trust Company Against Gillespie.

The United States Circuit Court of Appeals in session yesterday, with Circuit Judges Goff and Pritchard, and District Judges Waddill, Dayton and Connor in attendance. These opinions were announced.

In the case of C. H. Rexford against the Brunswick-Balke-Collender Company, on appeal from the Circuit Court at Asheville, N. C., decision of the trial court was affirmed. Opinion by Judge Boyd. This suit is a dispute over title to timber land in North Carolina. Decision of the Circuit Court at Asheville, N. C., in the case of the Bankers' Trust Company, of New York, trustee, against The T. A. Gillespie Company, of New Jersey, was affirmed. Opinion by Judge Boyd. The suit grew out of a mechanic's lien involving about \$300,000 of claims.

The suit of C. A. Bray, trustee of Isabella Fisher, against John N. Staples, on appeal from the Circuit Court at Greensboro, N. C., decision of the trial court was affirmed, with costs. Opinion by Judge E. F. Riddick. Judge Dayton dissented. The suit is the result of a dispute regarding bonds of the Greensboro Water Company, involving \$15,000.

This case is on the docket for call today. The Treadwell Company against the Seaboard Air Line Railway Company and receivers, on appeal from the Circuit Court at Richmond. Rehearing has been granted. Wyndham R. Meredith, of Richmond, will argue for the appellant, while L. L. Lewis, of Richmond, will represent the appellees. Robert H. Inark, of Wilmington, N. C., and Daniel E. Anderson, of Baltimore, Md., were yesterday admitted to practice in the United States Circuit Court of Appeals.

TEASED TOO MUCH

Tony Emarioco Charged With Stabbing D. M. Anderson.

Tony Emarioco (white) was arrested yesterday afternoon on a charge of stabbing D. M. Anderson, the proprietor of the shooting gallery at 802 East Broad Street.

It is said that Emarioco was teased over his closely cropped hair, and that he pursued Anderson for a block. When Anderson returned he is alleged to have stabbed him with a pair of scissors. The wound is not regarded as dangerous.

Moses Farcey (colored) was arrested on a charge of feloniously wounding Joseph Lee.

AMBULANCE BUSY

June's Saints' Mashes Hand in Machinery, Losing Three Fingers.

Dr. Turman, of the City Hospital Corps, had a busy day yesterday, and answered many calls. Some of a serious nature, most of them unimportant. June's Saints, of 1235 Washington Street, mashed his hand in machinery, and lost three fingers. He was taken to the City Hospital for treatment.

H. Andrews Say, while working at the Richmond Cedar Works, mashed his foot, and was seriously hurt. Dr. Turman took him to the Retreat for the Sick.

George Lee, of 1202 North Twenty-second Street, was stabbed by an unknown negro in the head and arm, but was not seriously hurt. He was taken home by Dr. Turman after being treated.

"Butter Your Bread"

with



Such delicious butter you never knew. Made from purest, richest, pasteurized cream. Fresh from our spotless creamery with its sterilized vessels and its sweet, chemically clean churns. Immediately sealed in specially devised patented odor-proof, germ-proof packages at the creamery as no other butter can be sealed.

It Costs No More

than ordinary tub butter filled with dust and dirt containing contaminating disease germs liable to injure your health. Butter is peculiarly susceptible to contamination. The purity and sweetness of Meadow Gold Butter is perfectly protected by its sealed package.

Sold by all grocers, ask for it.

SCOTT & WILKINS, Wholesale Distributors,
1311 East Cary Street, Richmond, Va.

The Howard Piano

WON BY

Miss R. W. Hardwicke,

Teacher at Chimborazo Public School

Richmond, Va., July 13, 1910.

LEE FERGUSON PIANO CO., No. 119 E. Broad Street, City.

Gentlemen—After a final count of the votes in the Piano Contest for the most popular teacher, we have awarded the R. S. Howard Co. Boudoin Upright Piano, No. 2537, to Miss Rebecca W. Hardwicke, M. A., having received one hundred and thirty-two (132) votes. You will be kind enough to deliver the instrument to her, and express to her the hope of each of us that she will thoroughly enjoy the distinction of having won so handsome a piano. The next highest contestant received six hundred and twenty (620) votes.

Very respectfully,

(Signed) P. E. W. GOODWIN,

(Signed) JACOB REINHARDT,

(Signed) S. D. TURNER,

(Signed) BURNETT LEWIS,

(Signed) FRANK W. DABNEY,

Mr. Goodwin, the cashier of the Bank of Commerce and Trusts, kindly served in the absence of Mr. John Tyler, the cashier of the Savings Department, Bank of Richmond, and Prof. S. D. Turner, the principal of Armstrong High School, acted in the absence of Prof. Dana H. Rucker, who is conducting a summer school at Newport News, Va.

Lee Ferguson Piano Co.,

General Agents for the Celebrated R. S. Howard Co. Pianos,

119 East Broad Street

Dr. Lyon's PERFECT Tooth Powder

not only cleanses, preserves and beautifies the teeth without injury, but imparts purity and fragrance to the breath, removing instantly the odor of tobacco.

RED TAPE SYSTEM MAY BE CHECKED

Local Officials Believe Government Will Eliminate Much Useless Expense.

An effort to abolish some of the red tape employed in transacting the business of the United States government appears to have taken form in the hands of the various departments at Washington. According to local officials, several forms which have heretofore been used in conducting the public business are being thrown away.

Another form which was taken from the speech of Senator Aldrich in the United States Senate some time ago, that millions and millions of dollars of the people's money was being squandered in the operation of government affairs, is not known, but it is certain that a streak of economy is permeating the departments.

Forms and forms and then some more forms have been printed at an enormous expense to the government for making this report and that report. It has often occurred to the men who are in the habit of handling these documents that a needless amount of time, money and labor was being expended for nothing. In the Internal Revenue Department certain series of stamps that necessitated a big outlay of money for printing are now being changed and simplified. If this system is carried out in all the departments, it is almost certain that the operating expenses of Uncle Sam's business will be materially cut down.

BOTH BOYS RETURN

Runaway Boys From Associated Charities Apply for Bed and Supper.

Claude Armstrong and Monte Silverman, runaway boys from Jacksonville, Fla., who were caught here on July 1 and ordered detained by Major Werner, at this request of their parents, escaped from the Associated Charities Tuesday night, but returned last night, glad of a place to sleep and a bite to eat. In effecting their escape, they climbed down a slender rope from a second-story window.

Armstrong, Sr., a wealthy citizen of Jacksonville, it seems that the boy has run away from home several times, and his father has written to say that he would like to have him sent to a reformatory or induced to enter the navy. Silverman is the son of a baker.

The police authorities here are awaiting further direction from the parents of the boys.

COMMON COUNCIL MEETS TO-NIGHT

Important Meeting of Street Committee to Be Held This Afternoon.

The Common Council will meet tonight at 8 o'clock, with an extended docket in prospect. The regular monthly meeting, which would have fallen on July 4, was held the following night on account of the holiday. At that time only the report of the Committee on Streets was considered. Matters relating to the expenditure of the sewer bond issue and other problems on which there was a difference of opinion kept the body in session until nearly midnight, and when it adjourned to meet to-night the bulk of the pending docket was still in front.

The work will begin to-night with the report of the Committee on Finance, which will include a number of minor appropriations, and if the docket is cleared opportunity will be given at the close for the introduction of new papers and resolutions on the roll call for petitions and motions. A special meeting of the Board of Aldermen will probably be called next week to take up the matters acted on by the Council to-night.

The Council Committee on Streets will meet this afternoon at 5 o'clock in regular session. With the exception of matters of special urgency requiring haste, the matters passed on will not go to to-night's meeting of the Council, but will be deferred until the regular meeting next month. The docket is pending before the Street Committee, as there was no quorum last week and in the meeting the week before the only matter of importance taken up was the closing of the Scott alley, the committee adjourning without going into its docket.

The Committee on Water will hold a brief session to-night just previous to the meeting of the Council.

Around the Hotels

Gilbert—W. H. Eakin, Clifton Forge; O. F. Faulkner, Virginia; Miss O. Warner, Virginia.

Richmond—T. C. Firebaugh, Harrisonburg; E. I. Myers, Norfolk; T. H. Freeman, McHenry; Dr. H. Armstrong, Harrisonburg; J. F. Rowe, Suffolk; E. R. Booker, Farmville; Theodore Parker, Danville; Allen G. Williams, Lynchburg; H. W. Hall, Emporia; R. J. Green, Emporia; Mrs. M. E. Peatross, Norfolk.

Park—J. H. Harris, Alexandria; L. B. McPherson, Newport News. Murphys—M. H. Harrett, Petersburg; W. E. Allen, Covington; S. H. Graves, Norfolk; Thomas S. Martin, Charlottesville; Mr. and Mrs. W. W. Clark, Abingdon; Charles T. Reekes, Bodyton; George W. Davis, State Farm; Henry Borman, South Boston; E. B. Travis, Bowling Green; George L. Walker, Hampden-Sydney; W. L. Powell, Blackstone; Mrs. D. W. Read, Lynchburg; H. H. Meschendorf, Forest Depot; C. W. Dickinson, Jr., Cartersville; William E. Talbot, Lynchburg; C. B. Bowles, Goochland; R. W. Martin, Lynchburg; W. J. Price, Jr., Blacksburg; Joseph Baker, Bowling Green; S. W. Tyers, Claremont; Dr. O. C. Wright, Jarratts.

Davis—Cochran, Caperton, Newport News; L. B. Adams, Bradley Store; M. E. Kyle, Staunton; Mrs. Laura E. Johnson, Ivy; W. F. Faulkner, Philadelphia; H. W. Dickinson, Port Norfolk; S. D. Frisell, Hampton; J. K. Ratliff, Goshen.

Enter Home of J. B. Faulkner. Burglars made a daring attempt Tuesday night to enter the home of James B. Faulkner, 2113 Floyd Avenue, after they had cut the telephone wires leading into the house.

Mrs. Faulkner, with her daughter and sister-in-law, Mrs. Joyce W. Osborne, of 2303 East Franklin Street, were sitting in the front room on the first floor, when they were aroused by a noise in the kitchen. They were too scared to make an investigation at the time, but it was discovered yesterday morning that the burglars had not made any haul.

Be Sure...

It is a Pianola Piano

The player-piano you buy is not a Pianola Piano unless the name "Pianola" is actually on it.

And your favorite piano, containing a lesser player, cannot possibly do itself justice.

See or write us.

Walter D. Moses & Co.,

103 E. Broad St.

Oldest Music House in Va. and N. C.

TO PAY NO MORE FOR CIGARETTES

New Government Tax Will Not Disturb Price Paid by Smokers.

While the loss of profits to manufacturers of cigarettes under the new tax rate which became effective on July 1, will amount to thousands of dollars on the year's output, up to this time there appears to be no effort on the part of the tobacco companies to reduce the number of cigarettes in a package or charge more for the usual number.

Under the new internal revenue tax there is an increase of seventeen cents on each package of ten cigarettes. According to revenue officials there will hardly be any change in the price of cigars and cigarettes as a result of the higher rate. When it is taken into consideration that the American Tobacco Company at one time issued coupons with every ten cigarettes amounting in value to one cent and some times more, it appears that there is a safe margin of profit notwithstanding the increased tax.

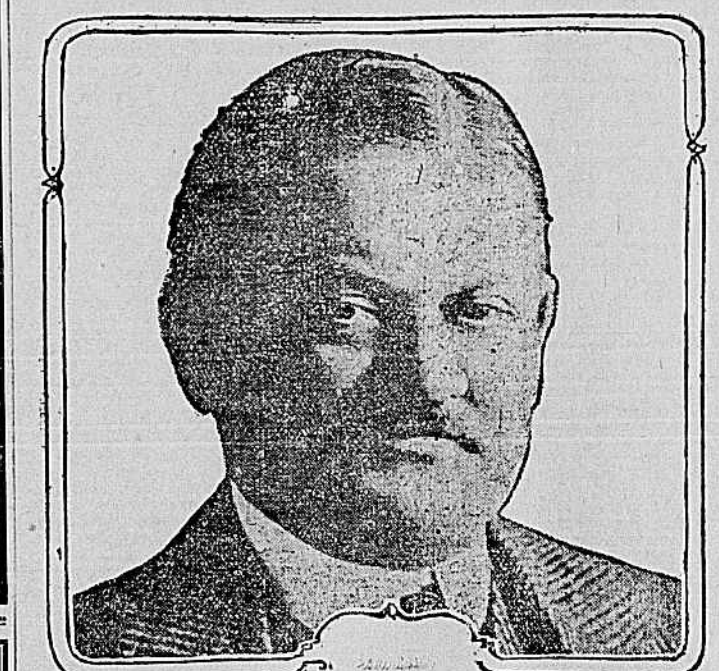
Dealers said yesterday that some manufacturers have increased the price indirectly by putting a little less tobacco in a package, but the price remains the same. The ultimate consumer is paying the slight increase because of the smaller quantity in a pouch. There has been no change in the price on cigarettes or cigars.

FRIGHTEN WOMEN

Burglars Make Daring Attempt to Enter Home of J. B. Faulkner.

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ANOTHER GREAT DAY AT ELKS' REUNION



GARRY HERMANN, OF CINCINNATI, New Exalted Ruler of the Elks.

Detroit, Mich., July 13.—To-day the thousands of delegates to the national convention of the Benevolent and Protective Order of Elks went almost in a body to Belle Isle to see Battle Creek, Mich., while in the prize competitive drill. Teams were entered also from Los Angeles, Denver and St. Joseph. The contest was for a \$500 cash prize.

Early to-night the gunboat Wolverine, the Nashville, of the Illinois naval reserves; the Don Juan de Austria and various lodges set the ball going; a conclusion of which the women of the party were taken in automobiles to a cruise around the river, landing on Peche Island, where a basket picnic was held. They were then taken to the Canadian channel, where they witnessed the naval manoeuvres and a sham battle. In the meantime, the stages of the party were watching the sham battle on land with evident interest, as one of them remarked: "Kinder makes me think of Spanish War days."

After the repulse of the warships by the land forces they adjourned to the club house, where they regulated themselves on the elaborate bill of fare.

From the cool verandas of the club they watched a parade of 150 canoes along the beautifully illuminated canals of the island, two or three of the party participating.

On reaching the city, those of them who were members of the grand lodge, with their wives, attended a grand ball at the Masonic Temple, while others listened to the band concert at the Wayne Garden.

Grand Esteemed Lecturing Knight, (another ballot required).

Round of Pleasure.

It was one round of pleasure to-day for the Virginia Elks. So many good things were served they had to keep borne, of to take them all in. A brass band parade opened the day's proceedings, followed by Virginians taking boat to Belle Island, where the main exercises were held. A competitive drill between prize teams of the various lodges set the ball going; a conclusion of which the women of the party were taken in automobiles to a cruise around the river, landing on Peche Island, where a basket picnic was held. They were then taken to the Canadian channel, where they witnessed the naval manoeuvres and a sham battle. In the meantime, the stages of the party were watching the sham battle on land with evident interest, as one of them remarked: "Kinder makes me think of Spanish War days."

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TAX LEVIED ON CAPITAL STOCK

Supreme Court to Construe Contract Between City and Water Company.

Construction of a peculiar contract made between the city of Portsmouth and a concern furnishing water will soon be made by the Supreme Court of Appeals, which yesterday granted a writ of error in the case of A. J. Phillips against that city. The municipal corporation won in the lower court on a demurrer to the declaration in the action of assumpsit brought by Phillips.

It seems that on September 30, 1887, the city of Portsmouth entered into a contract with the Portsmouth and Suffolk Water Company, for a period of thirty years, by which the latter contracted to furnish water for certain hydrants. The price was to be \$75 per year for the first ten years and \$50 per year for the second ten years. In addition, it was provided that if taxes and assessments were imposed on the property of the works necessary for the supply of water, then the charge was to be increased accordingly.

Capital Stock Taxed. The city imposed taxes for the years 1901-2-3-4 to the amount of \$132,500 a year, on the capital stock of the company, and the compensation was not increased by the city.

In the meantime the Portsmouth and Suffolk Water Company consolidated with the Berkley and Suffolk Water Company, and the new corporation, the Portsmouth and Suffolk Water Company, adopted the name of the Portsmouth, Berkley and Suffolk Water Company. It was provided that the city, to T. J. Wool, and the latter assigned half of it to Phillips, who brought the suit.

In its demurrer the city set forth that the plaintiff was not a party to the contract, and that it did not pass to the successor. It was also contended that the tax on the capital stock of the corporation was not on the property and works necessary to the water supply.

CAUGHT BY GRAVE OF WIFE.

Alleged Horse Thief Arrested as He Was Planning Suicide.

Monroe, La., July 13.—Returning here yesterday with Philip Ward, alleged horse thief, Sheriff Parker and his deputies reported that they came upon Ward while he was standing by the half-filled grave of his wife, near Ouachita City. Ward drew a revolver, but the deputy knocked it out of his hand. He drew another, and it met the same fate. As he was drawing a third revolver, the posse decided it was time to intrude, and they placed him under arrest and handcuffed him.

Ward's wife committed suicide yesterday. He says that he had self-devised a plan in which the posse was up, and no thought of harming them. There are at least half a dozen charges of horse stealing against him, and he is alleged to have fired on a negro farmer from ambush several days ago.

CAR SPLIT IN TWO BY TRAIN.

Eight Passengers Fatally Hurt and Sixty-four Cut and Bruised.

Detroit, Mich., July 13.—Eight passengers are believed to have been fatally injured and sixty-four were cut and bruised, when a special car on the Detroit United Railway's Detroit-Flint Electric Line was split in two by a work train. The collision occurred on a sharp curve at Wolf's Crossing, near Orionville. Both the passenger and work trains were running full speed, it is said. One man, fatally hurt, Willie Hibbard, aged twelve, of Flint, is not expected to survive the night. Among the less seriously injured was Howard Henick, of Springfield, Ohio. He was internally hurt.

The Important Problem

confronting anyone in need of a laxative is not a question of a single action only, but of permanently beneficial effects, which will follow proper efforts to live in a healthful way, with the assistance of Syrup of Figs and Elixir of Senna, whenever it is required, as it cleanses the system gently yet promptly, without irritation and will therefore always have the preference of all who wish the best of family laxatives.

The combination has the approval of physicians because it is known to be truly beneficial, and because it has given satisfaction to the millions of well-informed families who have used it for many years past.

To get its beneficial effects, always buy the genuine manufactured by the California Fig Syrup Co. only.

J. E. SCLATER & CO.

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Pneumatic Water Systems, Gasoline Engines, Hydraulic Rams, Vapor, Steam, Heat, Plumbing and Plumbing Supplies, Acetylene Gas Plants and Accessories.

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AMUSEMENTS FOR ALL

Train leaves Southern Railway

Weekdays 5:30 PM, Sundays 4:30 PM

Leaves Beach Park Weekdays 10:30 PM

Sundays 9:30 PM, EXCEPT

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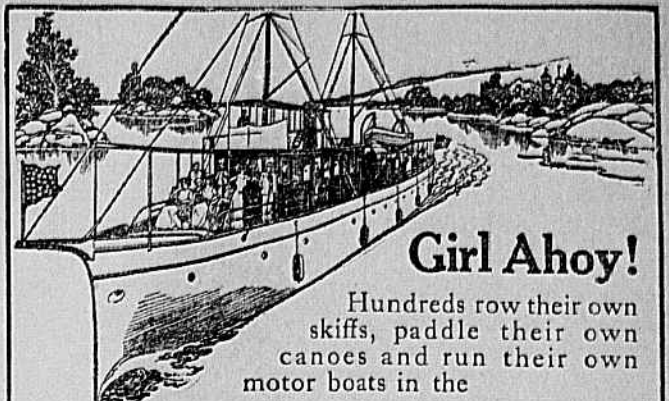
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A cream of quality and perfection. An absolute essential of the toilet, and guaranteed to be of fastidious benefit to the complexion.

Ask any druggist.

MARTIN SUPPLY CO., Richmond, Va.



Girl Ahoy!

Hundreds row their own skiffs, paddle their own canoes and run their own motor boats in the

Thousand Islands

A thousand islands, three thousand motor boats, (more than any other place in the world) and thousands of girls and their fathers and mothers and brothers,—can you have brighter promise of a happy, refined and profitable summer?

There Are Through Cars from New York to the Thousand Islands, Saratoga Springs and the Green Mountains, and through cars from Philadelphia to the Adirondack and Catskill Mountains. Your local ticket agent will gladly give you full information, or

Let Us Plan Your Vacation

If you will tell us the number in your party, the length of time and amount of money you desire your holiday to embrace, whether you want continuous traveling or not, and give some idea of your taste regarding surroundings, amusements, etc., we will propose one or two trips for your consideration, with complete information.

New York Central Lines, Travel Bureau, Room 275, Grand Central Terminal, New York

BIG RAIN-STORM SAVED DOCTORS

Water Polo Was the Only Game That Could Be Played Yesterday.

By the grace of providence and the successful efforts of J. J. Spenshaw and composed of physicians of Richmond escaped overwhelming defeat and utter annihilation yesterday afternoon at the hands of the Richmond Council Hitherto-Invincibles. It rained, not only rained, but flooded the diamond, swept the benches and even cooled the arbor of Belt Line Boschen, who agreed that unless the game be changed to water polo there could be no game.

The doctors were out in full array with the results of many dinners and much cashing through the bursts of rain. The pitchers warmed up in front of the grandstand like veterans and the fielders ran through the rain to capture escaped balls, and they looked fine. But they could not play all the water that had accumulated and they also gave the matter up.

Then began a joint debate. There is only one thing the members of the Council team like better than baseball. That is talk. They have become more used to talk and there is less effort about it and more sound. Also every player can get on the same play and whether the side is out or in his play can be noted and observed. The subject matter for the joint debate was whether or not the game with the doctors should be played next Tuesday afternoon or allowed to lie on the table until taken up. The views were divided, of course, and there seemed to be danger of bloodshed, but the remembrance of the duties, dignity and behaviors of a Solon of Richmond cooled hot blood, and the matter was taken up again at the point where the debate had left it.

At the latest hearing Jeff Powers had the floor, hotly calling upon his compatriots and colleagues to stand by the altars and the gods of the Council chamber of Bill Byrd and never to give up the ship so long as the powder was dry. Just as an answer in the negative was about to be delivered by the silver-tongued orator of Sheep Hill, meaning Cutchins, the shades of night fell and enveloped the field with deadly gloom. The debate could not be carried on in the dark, and Manager Davis was called on to settle the question. His answer will be given to the expectant American public some time before next Tuesday afternoon.

It is rumored, however, that while the members of the Council team have been working hard on shadow boxing and the medicine ball, they have given much time to polioctating and have not labored very strenuously on the parallel bars. It is therefore feared that although their larynxes have been developed wonderfully, that their biceps and calves are unable to stand the strain of two games in one week. And the worst is feared. And the writer will take absolutely no pleasure in informing the great American public, which is waiting in the most awful suspense, "I told you so."

IN HANDS OF RECEIVER.

United Fruit Company Charged With Defrauding Bondholders.

Philadelphia, Pa., July 13.—On the declaration that the United Fruit Company, holder of a majority of the stock of the Bluefields Steamship Company, limited, by acting dominating tactics, has caused a loss of at least \$3,500,000 to the Bluefields company, as well as blocking competition in the business of importing fruits from tropical regions to this country, Judge Holland, in the United States Circuit Court here, has appointed Elmer E. Wood, a lawyer, receiver of the Bluefields company. The action of the Federal court of this district follows that of the Circuit Court for the district of Louisiana, which on December 3 last appointed Mr. Wood primary receiver, upon the application of Frederick M. Steele, of Chicago, a stockholder of the Bluefields organization, who is also the petitioner in the present case.

In the order appointing Mr. Wood auxiliary receiver, Judge Holland instructs him to institute proceedings against the fruit company to recover the above amount.

CHARTERS ISSUED

Charters were granted as follows yesterday by the State Corporation Commission: Benjamin T. Crump Company (Inc.), Richmond, J. M. Watt, president, T. A. Stand, vice-president, P. A. Seaton, secretary and treasurer—all of Richmond. Capital: Maximum, \$50,000; minimum, \$40,000. Object: Harvest and salubrious business. Broad Rock Distilling Company (Inc.), Manchester, Va. L. F. Fowler, president and general manager, W. Manchester, Jr., secretary, vice-president, J. M. Pugh, secretary and treasurer, both of Richmond. Capital: Maximum, \$5,000; minimum, \$5,000. Object: Manufacturing whiskey.

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Send a small bundle the first time. Then when you find how good the work is you'll want the bundle to include all your garments and linen that need laundering. Our work itself is a better advertisement than anything we can say about it.

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We want every man and woman in the United States to know what we are doing. We are curing Cancers, Tumors and Chronic Sores without the use of the knife or by X-ray, and are endorsed by the Senate and Legislature of Virginia. PHYSICIANS TREATED FREE.

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